

REMARKS

The present paper is submitted in response to the Office Action dated January 29, 2008, where the Examiner has rejected claims 1 – 4, 6 – 11, and 13 – 15 on the grounds of obviousness type double patenting in view of US 7,260,414. The Office Action also indicates reasons for allowance for pending claims 1 – 4, 6 – 11, and 13 – 15. In the present amendment, claims 1 and 15 have been amended for clarity and new dependent claims 16 – 20 have been added. Accordingly, claims 1 – 4, 6 – 11, and 13 – 20 are pending in the present application, with claims 1, 8, and 15 being the independent claims. Entry of the amendment and allowance of all pending claims are respectfully requested.

A. Double Patenting

Enclosed with this paper is a terminal disclaimer to overcome the double patenting rejection of pending claims 1 – 4, 6 – 11, and 13 – 15. Applicant believes that the pending claims 1 – 4, 6 – 11, and 13 – 15 are now in condition for allowance and a notice of allowance is respectfully requested.

B. Amendments

Claims 1 and 15 have been amended for clarity. Applicant respectfully requests entry of the amendment and a notice of allowance for all pending claims.

C. New Claims 16 – 20

New dependent claims 16 – 20 have been added that depend from allowed independent claim 15. Because claims 16 – 20 further refine allowed independent claim 15, Applicant requests entry of the new claims and a notice of allowance including new claims 16 – 20.

D. Conclusion

For all the foregoing reasons, an early allowance of claims 1 – 4, 6 – 11, and 13 – 20 pending in the present application is respectfully requested. If necessary, applicant requests, under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application and to charge the fees for a large entity under 37 CFR 1.17(a). The Director is authorized to charge any additional fee(s) or any underpayment of fee(s) or credit any overpayment(s) to Deposit Account No. 50-3001 of Kyocera Wireless Corp.

Respectfully Submitted,

Dated: April 14, 2008

/George W. Luckhardt/

George W. Luckhardt

Reg. No. 50,519

George W. Luckhardt
KYOCERA WIRELESS CORP.
Attn: Patent Department
P.O. Box 928289
San Diego, California 92192-8289
Tel: (858) 882-2593
Fax: (858) 882-2485